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14 Attorneys for DEFENDANT eBAY, INC.

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 SAN FRANCISCO DIVISION

18 MICHELE MAZUR, On Behalf of Herself
 19 and all Others Similarly Situated,

20 Plaintiff,

21 v.

22 EBAY, INC., HOT JEWELRY
 23 AUCTIONS.COM d/b/a JEWELRY
 24 OVERSTOCK AUCTIONS, HOT
 25 JEWELRY AUCTIONS.COM d/b/a
 26 PARAMOUNT AUCTIONS, and DOES 1-
 27 100, inclusive,

28 Defendants.

Case No. C07 3967 MHP

PROOF OF SERVICE

Date: December 10, 2007
 Time: 2:00 p.m.
 Judge: Hon. Marilyn H. Patel
 Trial Date: Not yet set

PROOF OF SERVICE
(FRCP 5)

I am a citizen of the United States and a resident of the State of California. I am employed in San Francisco County, State of California, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action. My business address is Cooley Godward Kronish LLP, 101 California Street, 5th Floor, San Francisco, California 94111-5800. On the date set forth below I served the documents described below in the manner described below:

- **NOTICE OF MOTION AND MOTION TO DISMISS COMPLAINT PURSUANT TO FED. R. CIV. PROC. 12(B)(6); MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT**
- **DEFENDANT EBAY INC.'S REQUEST FOR JUDICIAL NOTICE**
- **DECLARATION OF WHITTY SOMVICHIAN IN SUPPORT OF DEFENDANT EBAY INC.'S REQUEST FOR JUDICIAL NOTICE**
- **[PROPOSED] ORDER GRANTING MOTION TO DISMISS COMPLAINT PURSUANT TO FED. R.CIV. PROC. 12(B)(6)**

(BY U.S. MAIL) I am personally and readily familiar with the business practice of Cooley Godward Kronish LLP for collection and processing of correspondence for mailing with the United States Postal Service, and I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States Postal Service at San Francisco, California.

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on the following part(ies) in this action:

Executed on October 26, 2007, at San Francisco, California

/s/ Myrna M. Yee
Myrna M. Yee